App. F. IX-4

Previous References.

1942: 3
War)

File No. 89-42
Serial Nos. 73 to 77
+ 345 to 347

Later References.
W 104-43-167

GENERAL AND REVENUE SECRETARIAT

Serial Nos. Eight only.

Part B for September, 1943.

SUBJECT

Lands acquired for military purposes in the State

(Charges – Adjustment of Accounts – Procedure)

-Skeleton
21.9.1943

1054/W

Requisitioning of land for Mily purposes Charges. Adjustment of accounts - Procedure

General and Revenue Secretariat

W File No. 89 of 1942-3 [App. F. III—2

Serial No. 3

From The C.L.O

D.O. No C.L.O 85/42/40 d 23rd Sept. 42

Forwards a copy of their G.S letter and that he agrees with the method of adjustment of accounts as proposed by the Military authorities and requests approval of Govt to the procedure suggested

The C.L.O has stated that the Govts of Madras & Bombay have accepted the procedure suggested. Ordd for perusal & orders whether the suggested procedure may be approved.

RS 25/9

The financial Secretary

concurred in

25/9

Submitted for favour of orders

Me 26/9

To emphasise once more the importance of the remarks recently made regarding the procedure suggested by the Madras Government through the Jamakhandi agent

A.D. Shervani

30.9.42

JDJ 30/9

No. 214/Spl dated 6-10-42

U.O.No. 676 /Books Dated 5th October 1942.

Returned with compliments.

2. The procedure suggested by the military

NOTE—Contn. Sheet.

25 SEP. FINANCIAL SECTION U.O.No.Fl. 1376 SEP.

A.G.'S OFFICE, BANGALORE 18/No. 30 SEP. 1942 211/Spl SPECIAL SECTION

WD 04155—GPB—55,000—23-10-41

1034/W

W File No. 89 of 1942-3. General and Revenue Secretariat.

Serial No. 1374 J.O

authorities and agreed to by the Revenue Commissioner and Civil Liaison Officer, Bangalore may be accepted. The Treasuries will be instructed to raise the debit on this account under His Majesty's Jamakarch Account, on receipt o orders of Government in the matter of acceptance of the procedure indicated in first para of the letter of the Army Head Quarters, Southern Command to the Government of Madras and enclosed to the letter from the Revenue Commissioner and Civil Liaison Officer.

M Shamanna
Offg. Comptroller.

Financial Secretary to Government,
Bangalore.

Maybe agreed to

Chief Secretary (Spls.) 7.10.42

CHIEF SECRETARY TO GOVT. OF MYSORE 7.10.42

12/10/42

18/10

Submitted. Will it be proper to reply to C.L.O. with the approval of Comptroller's D.O. of 7th.

14/10

W3+1/W
1272
W.

Land for Army purposes — Procedure for payment of compensation

General and Revenue Secretariat

W File No. 89 of 1942-3. [App. F. III—2

Serial No. 4H

Issued D.O. No. 1869/W dt. 17.X.42 to Rajasevaprasakta B. T. Kesavaiengar, Esq., B.A.

" Memo. 1870/W dt. 17.X.42 to the Comptroller

1871-9/W D. Cs. & Dts.

RECEIVED OFFICE 2 OCT 1942 3445 No.

4/5

From Resy

No. R. & 460 — 42/Pol dt. 22-10-42 forwards copy of letter of H. & Bangalore Dist re. procedure for payment of compensation for land required for Army and states that it may be acceptable to the Mysore Govt.

On a reference from the C.L.O on the same subject he has been replied to that Govt approve of the procedure & that it may be acted to. Suit. for orders if the Resy. may be informed accordingly.

SC 25/10

CHIEF SECRETARY 26 OCT. GOVT OF MYSORE

7C 1838/27-10-42

NOTE—Contn. Sheet.

CHIEF SECRETARY 31 OCT 1942 GOVT. OF MYSORE

WD 04155—GPB—55,000—23-10-41

31/11/42

1292/W 1372/0 1941 Requisition of land for military purposes. Procedure for payment of Compensation

File No. 89 of 1942-3. General and Revenue Secretariat.

Serial No. 4410

From The Comptr & Genl
874/Bonds & 30° Octr. 42 forg
a copy of circular addressed to the
D.C.s Treasury Deptl.
Subd with a draft to the
Resy with reference to orders passed.

(RS 4/XI)

Issued P.d. 952 & 4° Nov. 42 to the Resy.

From The C.H.O.
C.H.O. 85/42/40 & 21st Dec. 42 (344).
Stating that the New method of accounting
is proposed to be adopted from 1st Jan. 43
and that the Comptr has been advised
to issue instructions to the Treasuries
accordingly.
Subd for perusal. If considered
(RS) 23/12 Necessary, the Resy will be informed of
the above in connection with the letter of C.H.O. dated 8.11.42

No further letter from the Resy
seen. Nothing necessary

26-12

Hon. Minister
Seen

28/12/42

OFFICE OF THE MINISTER FOR FINANCE & REVENUE
24 DEC 1942
No. 4961

(345) C.K.O 85 dy 15-5-43. from C.R forwarding copy of his letter to D-C Chin asking for adoption of the procedure in regard to payment of compensation for lands occupied by Army.

Subd. for favourable. 22.5

Sec. 17/5/43.

(346) From The R.C. Chin.

C.K.O. 85/42-43 d 26th May. 43 requesting orders about the change in the existing procedure suggested by the Military authorities.

Kind reference is invited to the Secy letter d 22nd Octr. 42 and this office reply in the matter. The procedure was suggested by the Head Qrs. Bangalore Area (vide their letter d 8th Octr. 42) and was approved. The present letter at the Addl. H.Q to the Residency refers to some Defence Dept letter d 28th July. 42 which has not been received in this office from the Residency. Further the Residency have made no reference to this Govt so far though the Head Qrs have addressed them on 24th April. 43 The present procedure is according to the letter of the Head Qrs. Bln Area received from the Residency and since No communication has been received from the Resy, perhaps their reply may be awaited. Perhaps their reply may be invited to the Addl. Head Qrs letter to them and an early will be made. If any

yes

Encl to P.W.D

3327/W Procedure for payment of compensation allowances for lands taken up.

Continuation Sheet. War File No. 89-42 of 1942-3. Page.
Current No.

Change is called for in the existing procedure in view of the above order for payment and orders.

RS 28/5/43

We Headquarters have addressed the Residency also the reference if any, from the Residency may be awaited

Con 1 28/5

Chief Sec'y

C.R

A Yes; may be awaited. The IGP may also be kept inf^d. of the position as he has sought orders in the matter.

30/5/43

A

Order with a draft reply to the C.R.

Sec 1 31/5

(347) RS 31/5

Issued 4356/W dated 31-5-1943 to the RC & CR

11850 28 MAY 1943 GOVT. OF MYSORE.

W 89-42-43.

1036

D.O. No. C.L.O. 85 /42-43.

NEW PUBLIC OFFICES,

Dated Bangalore, Sept. 23 ..... *19* 42

Rukn-ul-Mulk
S. ABDUL WAJID,
Revenue Commissioner.

Rajasevaprasakta
B. T. KESAVAIENGAR,
Revenue Commissioner. &
Civil Liaison Officer.

Subject: Requisitioning of lands for Military purposes - Charges - Adjustment of - accounts - procedure.

My dear Mehkri,

In enclosing herewith a copy of letter No. 157/1/24/Q dated 17-9-1942 received from the Head Quarters, Bangalore Area, re: the above, I write to state that I agree with the method of adjustment of accounts as proposed by the Military Authorities in the letter under reference sinc it would facilitate disposal of payments quickly for lands taken over by the Military in the Mysore State.

In this connection I may state that the Governments of Madras and Bombay have accepted the procedure as is seen in the letter referred to above.

If Government approve of the procedure suggested - above, a reply will be sent to Head Quarters, Bangalore - Area, after the receipt of instructions from Government.

Yours sincerely
B Wasawajal

To

Mothamed-ul-Mulk
Gulam Mohiyuddin Mehkri, Esq., B.A.,LL.B.,
Chief Secretary to Government of Mysore,
B A N G A L O R E.

Copy of Govt. of Madras Revenue Dept. letter No. 519 dated 4th March 1941 to the General Officer Commanding-in-Chief, Southern Command.

-

Land:- Requisitioning for military purposes - Charges - Adjustment of accounts - Procedure - Your letter No. 2962/2/M.L.C. dated 17th Feb. 1941.

I am directed to state that this Govt. accept the method of adjustment of accounts proposed in your letter quoted above. The Board of Revenue is being instructed to issue instructions in the matter of all Collectors.

- -

Copy of letter No. 2962/2/M.L.C. dated 17th Feb. 1941 from H. Q. Southern Command to the Sec. to the Govt. of Madras Revenue Dept.

Subject: Requisitioning of land for military purposes.

-

In connection with the requisitioning of lands required for urgent military purposes in connection with the present expansion of the Army under Rules 79 and 80 of the Defence of India Rules, 1939, the Quartermaster General in India has intimated that the amounts concerned will be assessed and paid by the local civil authorities, the sum being "debited to the Defence Dept. through book adjustment in the usual manner". Intimation of acceptance of the charges is to be given by this H.Q. to the local civil authorities on behalf of the Defence Dept. in order to enable him to incur the liability the covering sanction of the Defence Dept. being accorded on receipt of the estimate of the total cost involved.

A

It therefore appears that no advance to the collector concerned from Defence Dept. funds is necessary in the case of such requisition, and I am to request your acceptance of the method of adjustment of accounts as intimated above and the issue of necessary instructions in due course to all collectors in the Province who may be concerned with requisitions.

In this connection, I have to state that the Govt. of Bombay have intimated their acceptance of the procedure outlined above.

- -

Copy of Letter No. A.207/102/Q2 dated 24.8.42 from H. Q. Madras Dis to the H. Q.

Subject: Requisitioning of land for Military purposes.

-

The above letters are forwarded for information as regards payment of land requisitioned.

- -

Copy of this H.Q. No. 157/11/11/Q dated 29-8-1942 to G.E.,Bangalore.

Subject: LANDS & Military Purposes.

The above is forwarded for your information.

- -

No.157/1/24/Q.
H.Q. Bangalore Area,
Bangalore, 17-9-1942.

To:- Mr. B.T.Kesavaiengar,
Civil Liaison Officer,
Bangalore.

Subject: L A N D S - Requisitioning of.

Reference the above. Please inform this H. Q. whether

PTO

whether the above procedure can be adopted in the case of land taken over by the Military in Mysore State.

Sd. John Stubbs,
Major.
D.A.A. & Q.M.G.

-

Copy.

Revenue Commissioner &
Civil Liaison Officer.

SR-2.

Appendix F. G.—1]

SUBJECT..... Requisitioning of lands for Army purposes — Charges — Adjustment of accounts procedure.....

Section War
File No. 89-42
Serial No. 714

Diary No. of letter replied to.....

D.O. No. 1869/W

To

(My dear Kesteven)

General and Revenue Secretariat

( )

the 194..

Dear — With reference to your D. o. letter No. C. 2. 085/42-43 of 23-9-42 on the above subject I am desired to state that Government have under consideration the question of simplifying the procedure adopted by the Army Headquarters, Bangalore area, in the adjustment of accounts connected with the requisitioning of lands for Army purposes and that

Date of issue... 17. x. 42

Signed by... Mr. M. G. M...

List of enclosures.....

Copied by.....

Examined by.....

it may be agreed to

Yours [illegible] 16.10.42

2.

Rajaswapnasakti
B.T. Kesavierengar

Memo. 1849/W dt 17.X.42
copy of the above is
forwarded with compliments
to the Secretary with
reference to his memo
No. B 76/05-00 dt 8-10-42.
The amounts concerned
will be received and
paid to the local civil authorities
the sum being debited to the
Defence Dept through book
adjustment in the usual
manner. Intimation of
acceptance of the charges will be given
by the Head Quarters Southern
Command to the local
Civil authorities on behalf
of the Defence Dept. for
recovering the liability,
the communication of
Defence Dept. being recorded
on receipt of the estimate
of total cost communicated
B.O

Memo. 1849-9/W dt 17.X.42
copy [illegible] forwarded to for information

D. O.

GENERAL AND REVENUE SECRETARIAT,

Dated Bangalore, 17th Octr. 1942

No. 1869/W

W89-42-74

Requisitioning of lands for Military purposes - Charges - Adjustment of accounts - procedure.

My dear Kesaviengar,

With reference to your D.O. Letter No.C.L.O.85/42-43, dated the 23rd September 1942 on the above subject, I am desired to state that Government approve of the procedure proposed by the Military Headquarters, Bangalore Area, -re : the adjustment of accounts concerned, in the requisitioning of lands for military purposes and that it may be agreed to.

Yours sincerely,
Sd.M.G.MEHKRI.

Rajasevaprasakta
B.T. Kesaviengar, Esq., B.A.,
Revenue Commissioner &
Civil Liaison Officer in Mysore,
Camp : Mysore.

Memo No 1870/W

Camp : Mysore, 17th Octr. 1942.

Copy of the above is forwarded with compliments to the Comptroller to Government with reference to his Unofficial Note No.676/Books, dated 6-10-42. The amounts concerned will be assessed and paid to the local ~~sirisx~~ Civil authorities, the sum being debited to the Defence Department through book adjustment in the usual manner. Intimation of acceptance of the charges will be given by the Headquarters, Southern Command to the local Civil authorities on behalf of the Defence Department for incurring the liability, the covering sanction of Defence Department being accorded on receipt of the estimate of total cost involved.

By Order,

Sd. M.G. MEHKRI,

~~For~~ Chief Secretary to Government.

MEMO No 1871-9/W

Camp : Mysore, 17th Octr. 1942.

Copy of the above is forwarded with compliments to the Deputy Commissioners of Districts for information and guidance.

For Chief Secretary to Government.

GENERAL AND REVENUE SECRETARIAT,

Dated Bangalore, 17th Octr. 194 2

1869/W

Requisitioning of lands for Military purposes - Charges - Adjustment of accounts - procedure.

My dear Kesaviengar,

With reference to your D.O. Letter No.C.L.O.85/42-43, dated the 23rd September 1942 on the above subject, I am desired to state that Government approve of the procedure proposed by the Military Headquarters, Bangalore Area, re : the adjustment of accounts concerned, in the requisitioning of lands for military purposes and that it may be agreed to.

Yours sincerely,

Sd.M.G.MEHKRI.

Rajasevaprasakta

B.T. Kesaviengar, Esq., B.A.,
Revenue Commissioner &
Civil Liaison Officer in Mysore,
Camp : Mysore.

Memo No 1870/W

Camp : Mysore, 17th Octr. 1942.

Copy of the above is forwarded with compliments to the Comptroller to Government with reference to his Unofficial Note No.676/Books, dated 6-10-42. The amounts concerned will be observed and paid to the local civil Civil authorities, the sum being debited to the Defence Department through book adjustment in the usual manner. Intimation of acceptance of the charges will be given by the Headquarters, Southern Command to the local Civil authorities on behalf of the Defence Department for incurring the liability, the covering sanction of Defence Department being recorded on receipt of the estimate of total cost involved.

By Order,

Sd. M.G. MEHKRI,
Chief Secretary to Government.

MEMO No 1871-9/W

Camp : Mysore, 17th Octr. 1942.

Copy of the above is forwarded with compliments to the Deputy Commissioners of Districts for information and guidance.

For Chief Secretary to Government.

W 29-42-12

No.RF.440-42/Pol.

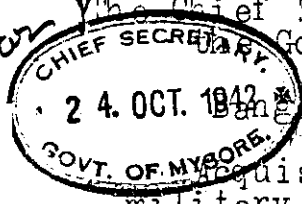
1292

From

The Secretary to the Hon'ble the Resident in Mysore.

To

The Chief Secretary to Government of Mysore.



Bangalore, 22nd Oct 1942.

Acquisition of land for military purposes - procedure for payment of compensation.

Sir,

I am directed to forward a copy of letter from Headquarters, Bangalore Area, No.157/11/30/ dated the 8th October 1942.

2. The Hon'ble the Resident hopes that the Government of Mysore will accept this procedure whereby the local civil authorities will assess the compensation due and make payment in the first instance, on behalf of the military. It is recognised that payment of compensation as quickly as is possible is a most important point.

I have the honour to be,
Sir,
Your most obedient servant,

SECRETARY TO THE RESIDENT.

Letter from Headquarters, Bangalore Area, No.157/11/30/4, dated the 6th October 1942.

---:0:---

ACQUISITION OF LAND FOR MILITARY PURPOSES.

In regard to the requisitioning of lands required for urgent military purposes in connection with the present expansion of the Army, the C.M.G. in India has intimated that the amounts concerned will in future be assessed and paid by the local civil authorities, the sum being debited to the Defence Department, through book adjustment in the usual manner.

2. In order to enable the local civil authority to incur the liability, the military formation concerned will act on behalf of the Defence Department and will inform the local civil authority that the charges are accepted. Formal covering sanction of the Defence Department will be accorded on receipt of the total cost involved.

3. The above procedure has been accepted by the Governments of Bombay and Madras, but does not appear to affect Indian States.

4. Experience has proved that the procedure at present followed in the case of land acquired by the military in the Mysore State has in the past led to considerable delay in payment in respect of compensation due to the owners of the land.

It

It is contended that such procedure as it is now contemplated to introduce throughout British India wil speed up payment to those to whom compensation for lan is due, and will obviate the present delay, which undoubtedly exists under the existing procedure with settlement of claims.

It is requested that this matter be represented to the Government of Mysore with a view to acceptance of the procedure outlined above as in British India.

BJ

872/Books. 30th October, 2.

Dated,

From

M. Viraraja Urs, Esq., B.A., B.L.,
Comptroller to Government of Mysore,
Bangalore.

The Deputy Commissioner,
Treasury Department,
and Chief Treasury Officer,
Bangalore.

The State Huzur Treasury Officer, Bangalore.

Sir,

Subject: Requisitioning of Lands for Military Purposes by the Defence Department of the Govt. of India - Charges - Adjustment of Accounts' Procedure.

In forwarding herewith a copy of D.O. Letter No.1869/W dated 17-10-1942 from the Chief Secretary to Government to the Revenue Commissioner and Civil Liaison Officer in Mysore, Bangalore, a copy of which was received in this office, I have the honour to request you to be so good as to arrange for the payment to the parties on the above account as per procedure detailed below. For every acquisition of land, the Local Civil Officer (Land Acquisition Officer) will prepare the usual award bill and get it accepted by the Military Head Quarters, Southern Command. He will then present it at the Treasury for adjustment, by transfer debit to His Majesty's Jamakarch Accounts and credit to Revenue Deposits. The bill may be sent to this Office in support of the debit along with the Jamakarch Account. The payments to individual payees will be made by the Land Acquisition Officer from out of the latter account as and when the parties appear to receive the payment.

I have the honour to be,
Sir,
Your most obedient servant,
Sd. M. VIRARAJA URS.

COMPTROLLER.

No.873/Books dated 30th October, 1942.

Copy of the above is forwarded, with compliments, to the Revenue Commissioner and Civil Liaison Officer in Mysore, Bangalor

W 89 42-76.

1614
W

for information with reference to Letter No.1869/W dated 17-10-42 from the Chief Secretary to Government addressed to him and a copy sent to this Office. It may be kindly intimated if the instructions issued to the Treasuries are suitable.

Sd. M. VIRARAJA URS.

COMPTROLLER.

No.874/Books. dated 30th October, 1942.

Copy of the foregoing is forwarded, with compliments, to the Chief Secretary to Government, for information, with reference to his memo No.1870/W dated 17-10-1942.

M. Viraraja Urs
COMPTROLLER.

30/10

Appendix F G—1]

SUBJECT .....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat ·

( )

the *19*

Date of issue 4 . 11 . 1942

Signed by Mr. S. K. V.

List of enclosures.....

Copied by .....

Examined by .....

Section War.

File No. 89-42

Serial No. 444

No. Pol 95-2

To The Secretary to the Hon'ble the Resident

Acquisition of land for Military purpose - procedure for payment of compensation

Sir,

With reference to your letter no R.F. 440-42/Pol dated 22nd October 42 on the above subject. I am directed to state that this Govt have no objection to the procedure suggested for the payment of compensation and necessary instructions have been issued to the concerned authorities

I have the honour to be

Sir

Your obedient Servant

for Chief Secretary to Govt.

Lol 952
W09-42-44

4th November 1942

Acquisition of land for Militar purposes - procedure for paymen of compensation.

Sir,

With reference to your letter No.R.F.440-42/Pol. dated 22nd Octor 42 on the above subject, I am directed to state that this Government have no objection to the proce dure suggested for the payment of compensation and that necessary instructions have issued to the concerned authorities.

I have the honour to be,
Sir,
Your most obedient servant.

For Chief Secretary to Government

knns.2

W.89-42-344 1941

No. C.L.O. 85/42-43.
Encl.

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE.

Bangalore, dated December....21..... 1942

FROM

Rajasevaprasakta
~~[illegible]~~ B. T. KESAVAIENGAR, Esq., B.A.,
~~[illegible]~~,
evenue Commissioner in Mysore,
Bangalore.
nd Civil Liaison Officer.

To Mothamed ul Mulk
Gulam Mohiyuddin Mehkri, Esq., B.A.,LL.B.,
Chief *Secretary to the Government of His Highness*
the Maharaja of Mysore,
....*Department, Bangalore.*

SIR,

Subject:— Requisition of lands for Military purposes - charges - Adjustment of Accounts - Procedure.

With reference to the correspondence ending with your D.O. letter No. 1869/W dated 17-10-1942 re: the above, I have the honour to state that the new method of accounting agreed upon is proposed to be adopted with effect from 1st January 1943 by which time it is hoped that all the pending bills will be paid and adjusted under the old procedure. I have also addressed the Comptroller to issue necessary instructions to the Treasuries accordingly.

22 DEC 1

I have the honour to be,
Sir,
Your most obedient servant,

Revenue Commissioner and
Civil Liaison officer.

W.89-42-345 3246 W

No. C. L.O.85/42-43. OFFICE OF THE REVENUE COMMISSIONER AND CIVIL REPRESENTATIVE IN MYSORE,

ENCL. *Bangalore,* 15th May 194 3.

FROM Mohamed-Ul-Mulk
Gulam Mohiyuddin Mehkri, Esq., B.A., LL.B.,
The Revenue Commissioner and Civil Representative in Mysore.
XXX

To

The Deputy Commissioner,

Chitaldrug..... *District.*

Subject :— Procedure in payment of compensation for lands occupied by the Military Authorities - Chitaldrug District.

Sir,

With reference to your letter No. P.R.15-C.87/41-42 dated 1st April 1943 seeking instructions regarding the above, I have the honour to state that the procedure suggested by you and agreed to by the Comptroller in his letter No. 1975/Books dated 13-4-1943 addressed to you may be adopted.

I request that the Award Bills (in triplicate) in respect of compensation payable for lands taken up by the Military in your District may kindly be submitted very early.

I have the honour to be,
Sir,
Your most obedient servant,
(Sd) G.M. Mehkri,

Revenue Commissioner and
Civil Representative.

C.R.O. 85/42-3
Encls. one

CHIEF SECRETARY 16 MAY 1943 GOVT. OF MYSORE

MEMO.

Copy of the above is forwarded with compliments to the Chief Secretary to the Government of Mysore, Bangalore, for information - together with copies of letter No. P.R.15.C.87/41-42 dated 1-4-1943 addressed to the Comptroller by the Deputy Commissioner, Chitaldrug, and the Comptroller's reply thereto (letter No. 1975/Books dated 13-4-1943).

M. Mehkri 15/5

Revenue Commissioner and
Civil Representative.

Letter No. P.R.15.C.87/41-42 dated 1st April 1943 from the Deputy Commissioner, Chitaldrug District, to the Comptroller to the Government of Mysore, Bangalore.

Subject:- Procedure in payment of compensation for lands occupied by the Military authorities - Chitaldrug District

With reference to your letter No. 872/Books dated 30th October 1942 suggesting that the amount of compensation in every case may be got credited to Revenue Deposit on the usual award bill prepared by the Local Civil Officer (Land Acquisition Officer) and accepted by the Military Head Quarters, Southern Command, and that payments to individual payees may be made by the Land Acquisition Officer from the Revenue Deposit, I have the honour to state that it is not clear from the letter whether the award bill has to be prepared after observing all the formalities under the Land Acquisition Act. If the term, "Usual Award Bill" is to be so construed as to imply the observance of the procedure prescribed by the Land Acquisition Act, as to the publication of the declaration in the Gazette, enquiry of the parties and the passing of award in every case, it will take a long time and will be as laborious procedure for which extra clerical staff will be necessary and the Military operations cannot await the completion of the proceedings by the Land Acquisition Officer.

Even in the matter of taking possession of properties urgently under Section 17 of the Land Acquisition Act, the preliminary are to be followed, viz., (1) the declaration under Section 6 must have been published, (2) the land must have been marked and measured under Section 9, (3) a general notice under Section 9(1) must have been published and (4) there must be fifteen days betwen the publication of the general Notice under Section 9(1) and taking possession of the land.

The Military authorities have already entered upon the lands in almost all cases and the procedure prescribed by the Land Acquisition Act cannot be adopted now. Besides time in the proceedings, it will devolve heavy work on the Land Acquisition Officer who will require additional clerical establishment for attending to this correspondence.

The Military operations have been undertaken under the Defence of India Act 1939. Section 19 of the said Act prescribes the procedure for payment of compensation for compulsory acquisition of immoveable properties. In the cases relating to the lands and other properties taken up for various purposes in Harihar and Davangere Taluks, the owners thereof have agreed to receive compensation on lease terms annually at Rs.20/- per acre and in case of houses and sites at Haralapur village, Harihar Taluk, which is required to be evacuated a lumpsum compensation has been fixed as agreed to by the owners. In these cases it is considered convenient to pay compensation amount in accordance with the agreement as contemplated in clause (1) (a) of Section 19 of the Defence of India Act 1939.

The local Civil Officer may however prepare an award statement in the enclosed form 54 M.C.A.C., Volume I. This may be got accepted by the Military Head Quarters, Southern Command, and the amount got credited to Revenue Deposit in each case. Payments to individual payees will then be made by the local Civil Officer as suggested by you. If necessary another suitable form may kindly be suggested for the preparation of the bill and getting it accepted by the Military Head Quarters, Southern Command.

p.t.o.

The favour of a very early reply is requested.

Copy is forwarded with compliments to the Revenue Commissioner and Civil Liaison Officer in Mysore, Bangalore, for favour of perusal and instructions in the matter with reference to his No. C.L.O.59/42-43 dated 26-3-1943, and C.L.O.230/42-43 dated 15-3-1943. The favour of very early orders is requested

(Sd) R.P. Mallappa,

Deputy Commissioner,
Chitaldrug District.

Letter No. 1975/Books dated 13-4-1943 from the Comptroller to the Government of Mysore, Bangalore, to the - Deputy Commissioner, Chitaldrug.

Subject:- Procedure in payment of compensation for lands occupied by the Military Authorities.

With reference to your letter No. P.R.15.C.87/41-42 dated 1-4-1943 on the subject mentioned above, I have the honour to state that the procedure suggested in the penultimate para of your letter under reference for the payment of compensation amount in accordance with ~~xx~~ the agreement as contemplated in clause (1) (a) of Section 19 of the Defence of India Act may be adopted.

As regards the form for the preparation of the bill, there appears to be no necessity for any change. Form 54 M.C.A.C., Volume I, prescribed for the purpose is suitable and may be used.

"Copies

M. N. Ramachar.

For Revenue Commissioner
and Civil Representative.

W·89-42-346 3327 W.

No. C.L.O. 85/42-43.
Encl. Encls: 2

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE,

Dated Bangalore, ...May...26,..... ..... *1943*

FROM

The *Revenue Commissioner in Mysore.*
Civil Representative.

To

V. Vedavyasacharya, Esq., B.A.,
Chief Secretary to Government of Mysore,
Bangalore.

SIR,

CHIEF SECRETARY
28 MAY 1943
GOVT. OF MYSORE.

Subject:— Requisition of property under the Defence of India Rules in administered areas and in Indian States.

In inviting kind reference to your office D.O. No 1869/W dated 17-10-1942 approving of the procedure proposed by the Military Head Quarters, re. the adjustment of accounts concerned in requisitioning of lands for military purpose, I have the honour to state that the procedure as laid down in the Comptroller's letter No. 872/Books dated 30-10-1942 (copy enclosed for ready reference) is being followed at present.

The Military authorities have now suggested a change in the ~~existing~~ existing procedure (vide H.Q. No1 157/11/103/Q dated 4-5-43 together with the enclosure sent herewith), and I request that necessary orders of Government may kindly be obtained

pto

in the matter.

I have the honor to be,
Sir,
Your most obedient servant,
M. N. Arangalwar
Assistant commissioner
for Revenue Commissioner and
Civil Representative.
(Cabinet form Statement)

SR-2.

Letter No. 872/Books dated 30th October 1942 from the Comptroller to Government of Mysore, to the Deputy Commissioner, Treasury Department of all the Districts except Bangalore and the State Huzur Treasury Officer, Bangalore.

Subject: Requisitioning of lands for Military Purposes by the Defence Department of the Govt. of India - Charges - Adjustment of Accounts - Procedure.

In forwarding herewith a copy of D.O. letter No. 1869/W dated 17-10-1942 from the Chief Secretary to Government to the Revenue Commissioner and Civil Liaison Officer in Mysore, Bangalore, a copy of which was received in this office, I have the honour to request you to be so good as to arrange for the payment to the parties on the above account as per procedure detailed below. For every acquisition of land, the Local Civil Officer (Land Acquisition Officer) will prepare the usual award bill and get it accepted by the Military Head Quarters, Southern Command. He will then present it at the Treasury for adjustment, by transfer debit to His Majesty's Jamakarch Accounts and credit to Revenue Deposits. The bill may be sent to this office in support of the debit along with the Jamakarch Account. The payments to individual payees will be made by the Land Acquisition Officer from out of the latter account as and when the parties appear to receive the payment.

No 373/Books dated 30th October, 1942.

Copy of the above is forwarded, with compliments, to the

Revenue Commissioner and Civil Liaison Officer in Mysore, Bangalore, for information withreference to letter No. 1869/W dated 17-10-1942 from the Chief Secretary to Government addressed to him and a copy sent to this office. It may be kindly intimated if the instructions issued to the Treasuries are suitable.

Sd. M. Viraraja Urs,
Comptroller.

copy.

M. N. Ramaiah

for Revenue Commissioner &
Civil Representative.

sr

157/11/103/Q.
H.Q. 160 L of C Sub Area,
No. 11 Adv. B.P.O. 4 May 43.

M.G. Mehkri, Esq., B.A.,LL.B.,
Revenue Commissioner and Civil
Representative, Bangalore City.

Subject: REQUISITION OF PROPERTY UNDER THE DEFENCE OF INDIA RULES IN ADMINISTERED AREAS AND IN INDIAN STATES.

Dear Sir,

A copy of H.Q. 105 L of C Area letter No. 9364/43/Q.3 dated 26 April 43 is forwarded.

In view of above, please confirm that all award bills will be paid by you without reference to these H.Qrs.

Yours faithfully,

Sd. xxx
Lt. Col.
A.A. & Q.M.G.

Copy of letter No. 2850-111/M.L.C. dated 24 Apr. 43 from ADV. H.Q. Southern Army to the Secretary to the Hon'ble the Resident in Mysore.

REQUISITION OF PROPERTY UNDER THE DEFENCE OF INDIA RULES IN ADMINISTERED AREAS AND IN INDIAN STATES_

I have the honour to state that the requisitioning of property in the Administered areas and in Indian State Territories is carried out through the Resident concerned who should arrange for the proper assessment and payment of compensation to the parties concerned direct without reference to the Military Authorities and recoup the same from the Central Govt. by book adjustment. The procedure for the payment of compensation has been clearly laid down in Government of India Defence Department Secret letter No.1514-OR/42 dated the 28-7-42 to the address of all provincial Govts. A copy of this letter was endorsed to the Political Department of the Government of India, who, it was presumed communicated these instructions to all the Residents concerned. A copy of the letter in question is forwarded herewith for reference and return.

Not received

2, In view of theabove it is not clear why the Military Authorities are being called upon to approve of the payment of compensation for properties requisitioned in the Mysore Territory. Will you therefore please state whether the letter referred to above has been received by you from the Political Department or not. If not the Government of India will be addressed to communicate it to all the Residents to avoid confusion and unnecessary correspondence.

.....

Copy of H.Q 105 L of C Area No. 9364/43/Q.3, dated 26 Apr. 43 addsd H.Q. 160 L of C Sub Area.

Forwarded in continuation of this H.Q. No.9364/40/Q.6 dated 26-4-43.
copy.

M.N. Rao
for Revenue Commissioner &
Civil Representative.

SR

W.89-42-347

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

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No 4356/42

General & Revenue Secty.
Bangalore, 31st May 1943.

From

The Chief Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Civil Representative in Mysore,
Bangalore.

Sir,

With reference to your letter No.C.L.O.85/42-43 dated 26th May 1943 requesting orders of Government regarding the suggested change in the existing procedure by the military authorities, I am directed to state that it is seen that the Advance Head Quarters Southern Army, have addressed the Residency in the matter and so far no communication has been received from the Residency. It is proposed to await the reference if any, from the Residency.

I have the honour to be
Sir,
Your most obedient servant,

For Chief Secretary to Government

SG

Appendix F. G.—1]

SUBJECT.....

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Section

War File No. 347-42

Serial No. 347.

Diary No. of letter replied to...3327.....

No. 4356/W dated 31-5-1943

To The C. R.

General and Revenue Secretariat

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the *194*

Sir,

With reference to your letter No C.R.O 85/42-40 d 26th May 42 requesting orders about the Deposits change in the existing procedure by the military authorities I am directed to state that a copy of this has been addressed to the Registrar in the Addl. Dist. Judge Nairobi for information and necessary action.

Date of issue... 31-5-1943

Signed by... Mr. S.K.V.

List of enclosures.....

Copied by.....

Examined by.....

exhibits [illegible] not conducted
in the circumstances stated above.

I have the
honour
to be, Sir,
Your obedient servant